

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/207,634
Filing Date	December 9, 1998
First Named Inventor	Joseph J. Berke
Group Art Unit	3618
Examiner Name	B. Avery
Attorney Docket Number	1374-098

Total Number of Pages In This Submission 6

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment / Response
- ☐ After Final
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Checklist and Accompanying Petition
- ☐ To Convert a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Additional Enclosure(s) (please identify below):

Remarks

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Alex Rhodes, Reg. #26,797

Signature

Alex Rhodes

Date

April 6, 2000

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

April 6, 2000

Typed or printed name

Alex Rhodes

Signature

Alex Rhodes

Date

April 6, 2000



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph J. Berke et al.

Atty Docket No. 1374-098

Serial No. 09/207,634

Group Art Unit: 3618

Filed: December 9, 1998

Examiner: B. Avery

For: **CART AND BAG CARRIER**
(as amended)

Response to Paper No. 2

#3/a
4/13/00
VW
7/20/00

**RESPONSE TO ELECTION/RESTRICTION
REQUIREMENT WITH AMENDMENT**

Assistant Commissioner for Patents
BOX NON FEE AMENDMENT
Washington, D.C. 20231

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Sir:

This is a timely response to the Primary Examiner's Election/Restriction requirement having a shortened statutory date for response due to expire on April 10, 2000.

Election of Species

Applicant elects to proceed with the Group II apparatus claims (class 280, subclass 651) and reserves the right to file divisional applications for the non-elected Group I claims (class 280, subclass 47.34) and Group III claims (class 280, subclass 37) at later dates. Please amend the subject application as follows: